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 BAXTER INTERNATIONAL INC.
 and BAXTER HEALTHCARE CORPORATION

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

FRESENIUS USA, INC., a Massachusetts
 corporation; and FRESENIUS MEDICAL
 CARE HOLDINGS, INC., a New York
 corporation,,
 Plaintiffs and Counter-Defendants,

v.

BAXTER INTERNATIONAL INC., a
 Delaware corporation; and BAXTER
 HEALTHCARE CORPORATION, a Delaware
 corporation,,
 Defendants and Counter-Plaintiffs.

Case No. C 03-1431 SBA (EDL)

**ORDER GRANTING
 ADMINISTRATIVE MOTION TO
 FILE UNDER SEAL EXHIBITS 1, 3,
 4, 5, 6, 7 AND 8 TO THE SECOND
 DECLARATION OF PATRICK
 KELLEHER IN SUPPORT OF
 BAXTER DEFENDANTS' MOTION
 TO BAR FRESENIUS' PROFFERED
 DAMAGES EXPERT PROFESSOR
 RUBINFELD**

**Date: April 11, 2006
 Time: 1:00 P.M..
 Court: Hon. Sandra Brown
 Armstrong**

1 The Court having considered Baxter International Inc. and Baxter Healthcare Corporation's
2 Administrative Motion to File Under Seal certain documents, and good cause appearing pursuant to
3 Civil Local Rules 7-11 and 79-5(d),


4 IT IS HEREBY ORDERED that the clerk's office shall accept for filing under seal the
5 previously-lodged sealed copies of the following documents:
6

- 7 **1. EXHIBITS 1, 3, 4, 5, 6, 7 AND 8 TO THE SECOND DECLARATION OF**
8 **PATRICK KELLEHER IN SUPPORT OF BAXTER DEFENDANTS'**
9 **MOTION TO BAR FRESENIUS' PROFFERED DAMAGES EXPERT**
10 **PROFESSOR RUBINFELD**

11 IT IS SO ORDERED.

12 DATED 3/8/06

13 CH02/ 22441122.1

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15 _____
16 HON JUDGE SAUNDRA BROWN ARMSTRONG
17 JUDGE OF THE U.S. DISTRICT COURT
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